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7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 OAKLAND DIVISION
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11 UNITED STATES OF AMERICA,
12
13 Plaintiff,
14 v.
15 VISHAL DASA,
16 RAMAKRISHNA REDDY KARRA
17 TUSHAR TAMBE
18 ANJI REDDY DIRISANALA,
19
20 Defendants.

Case No. 11-CR-742- (SBA)

STIPULATION AND ORDER
CONTINUING HEARING DATE TO MAY
1, 2012 AND EXCLUDING TIME UNDER
THE SPEEDY TRIAL ACT

Hearing Date: March 6, 2012
Time: 10:00 am

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I. STIPULATION

The above-captioned matter is set on March 6, 2012 before this Court for a status hearing. The parties jointly request that the Court continue the matter to May 1, 2012, at 10:00 a.m., before this Honorable Court, and that the Court exclude time under the Speedy Trial Act, 18 U.S.C. § 3161, between March 6, 2012 and May 1, 2012, so that the defense can have additional time to review and assess the voluminous discovery in this case, including supplemental discovery that the government plans to produce.

On October 7, 2011, the United States Attorney filed a one-count Information charging

1 defendants with conspiracy to commit visa fraud in violation of 18 U.S.C. §§ 371 and 1546(a).
2 On October 11, 2011, the defendants appeared before the magistrate court, waived Indictment
3 and were arraigned. Defendants face a maximum sentence of five years imprisonment on this
4 charge.

5 By way of background, this case is related to a larger investigation involving Tri-Valley
6 University ("TVU"), which the government has alleged was a sham university that accepted
7 foreign students and issued legal status for these students without requiring that they attend
8 classes. *See* Indictment in *United States v. Susan Su*, CR 11-00288-SBA.

9 The four defendants charged in this related case request additional time to review the
10 discovery that the government has already produced, which includes voluminous files from TVU
11 computers that the government seized and that the defendants need to review. Additionally, the
12 defense has requested that the government produce additional discovery relating to the broader
13 investigation in this case, and the government has agreed to produce this discovery to defense
14 counsel and needs additional time to gather the information. Finally, both government counsel
15 are preparing for trials beginning March 26, 2010, and are currently unavailable. For these
16 reasons, the parties agree that the case should be continued until May 1, 2012.

17 The parties stipulate and agree that the ends of justice served by this continuance
18 outweigh the best interest of the public and the defendants in a speedy trial. The parties further
19 agree that the failure to grant this continuance would unreasonably deny counsel for defendants
20 the reasonable time necessary for effective preparation, taking into account the exercise of due
21 diligence, and deny continuity of counsel. Accordingly, the parties agree that the period of time
22 from March 6, 2012 until May 1, 2012, should be excluded in accordance with the provisions of
23 the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), for effective preparation of
24 defense counsel and continuity of counsel, taking into account the exercise of due diligence.

25 It is so stipulated.

26 Dated: February 29, 2012

By: /s/
ANGELA HANSEN
Attorney for Defendant
VISHAL DASA

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Dated: February 29, 2012

By: /s/
GINNY WALIA
Attorney for Defendant
RAMAKRISHNA REDDY KARRA

Dated: February 29, 2012

By: /s/
KENNETH MCGUIRE
Attorney for Defendant
TUSHAR TAMBE

Dated: February 29, 2012

By: /s/
GALIA A. PHILLIPS
Attorney for Defendant
ANJI DIRISANALA

Dated: February 29, 2012

By: /s/
WADE RHYNE
HARTLEY WEST
Assistant United States Attorneys

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3 **II. ORDER**

4 Based on the reasons provided in the stipulation of the parties above, the Court hereby
5 FINDS:

6 1. Given that this case is related to a larger investigation involving Tri-Valley University
7 and the Indictment in *United States v. Susan Su*, CR 11-00288-SBA, and that the government
8 produced discovery to defendants that includes voluminous computer files from the University
9 that the defense needs to review;

10 2. Given that the defense has requested additional discovery and that the government is
11 working to produce this discovery to the defense;

12 3. Given that a complete review of the discovery is necessary to the defense preparation
13 of the case and that the failure to grant the requested continuance would unreasonably deny
14 counsel for defendants the reasonable time necessary for effective preparation, taking into
15 account the exercise of due diligence;

16 4. Given that counsel for the government is in trial and a continuance is necessary for
17 continuity of counsel;

18 4. Given that the ends of justice served by this continuance outweigh the best interest of
19 the public and the defendants in a speedy trial;

20 Based on these findings, IT IS HEREBY ORDERED that the STATUS date of March 6,
21 2012, scheduled at 10:00 a.m., before the Honorable Sandra Brown Armstrong, is vacated and
22 reset for May 1, 2012, at 10:00 a.m. It is FURTHER ORDERED that time is excluded pursuant
23 to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), from March 6, 2012 until May 1,
24 2012.

25 IT IS SO ORDERED.

26 Dated: 3/2/12

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SANDRA BROWN ARMSTRONG
28 UNITED STATES DISTRICT JUDGE

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